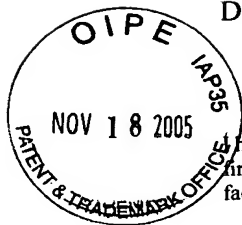


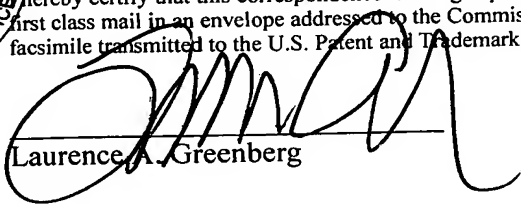
sfw

Docket No.: P2001,0166



CERTIFICATION OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.


Laurence A. Greenberg

November 14, 2005
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. :	10/657,602	Confirmation No.:	1770
Inventor :	Hans Taddiken		
Filed :	September 8, 2003		
Title :	Circuit for a Focused Ion Beam (FIB) Sensor		
TC/A.U. :	2876		
Examiner :	Steve S. Paik		
Customer No. :	24131		

Hon. Commissioner for Patents
Alexandria, VA 22313-1450

LETTER UNDER 37 C.F.R. §1.8(b)

Hon. Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

Applicant received an Office communication dated September 30, 2005, in which the Examiner states that applicant failed to provide copies of the Japanese references cited in an *Information Disclosure Statement* filed June 22, 2005, and that the references have therefore not been considered by the Examiner. A copy of the Office communication is enclosed.

However, applicant did provide copies of the above-mentioned Japanese references with the IDS, which was mailed to the Patent Office on June 20, 2005, and filed in the Patent Office on June 22, 2005. The IDS bore a mailing certificate under 37 CFR §1.8, which was properly executed on that date.

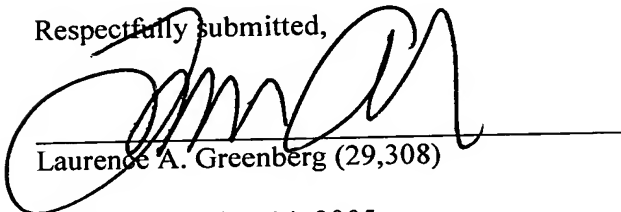
Enclosed herewith, in accordance with Rule 8(b), are copies of:

- the entire mailing of June 20, 2005.
- the postcard, which serves as prima facie evidence of receipt in the PTO of all items listed thereon on the date stamped thereon by the PTO
- the pertinent page of counsel's outgoing mail log
- declaration by Alfred K. Dassler, who signed the original mailing of June 20, 2005

Applicant respectfully points out that two of the Japanese references, i.e. JP 61-42920 and JP 2002-523901 correspond to US patents, which were also cited in the IDS. However, in accordance with the Notice in 1273 OG 55 of August 5, 2003, no copies of the cited US patents were submitted because the application was filed after June 30, 2003. Applicant solely submitted an abstract of JP 64-091022, because a copy of the complete document was not and is not yet available to applicant.

It is believed that all requirements under 37 C.F.R. 1.8(b) have been met. Accordingly, applicant respectfully requests consideration of the Japanese references.

Respectfully submitted,

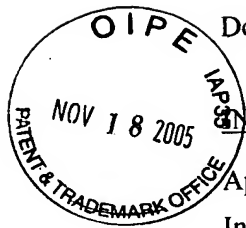


Laurence A. Greenberg (29,308)

Date: November 14, 2005

Lerner and Greenberg, P.A.
Post Office Box 2480
Hollywood, FL 33022-2480
Tel: (954) 925-1100
Fax: (954) 925-1101

/bb



Docket No.: P2001,0166

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

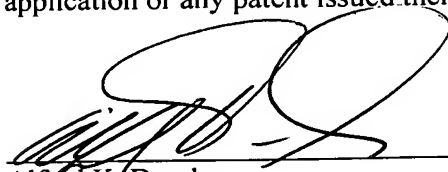
Applic. No. : 10/657,602 Confirmation No.: 1770
Inventor : Hans Taddiken
Filed : September 8, 2003
TC/A.U. : 2876
Examiner : Steve S. Paik

DECLARATION
TO ACCOMPANY LETTER UNDER 37 C.F.R. §1.8(b)

I, Alfred K. Dassler, hereby declare that:

- ❖ I have first-hand knowledge that the enclosed mailing was sent by first class mail to the Patent and Trademark Office on the date shown
- ❖ I personally signed the mailing certificate
- ❖ I have reviewed the pertinent pages of the outgoing mail log for June 20, 2005, and the pages show that the enclosed papers were indeed mailed on that date.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Alfred K. Dassler

Alfred K. Dassler
52,794

Date: November 14, 2005

Best Available Copy

DOCKET NO. 20-Jun-05	INVENTOR	Amend (No. of Pgs.) Amend. re. Drawing Chngs Amend 1:116 (No. of Pgs.) Appeal	Application (No. of Pgs.)	Application Data Sheet	Assignment	Brief	Cert. Correction	CIP	Claim for Priority Declaration	Divisonal	Express § 371	Fil. Rcpt. Correct.	Formal Drawings (No.)	IDS (No. of Refs.)	Issue/Pub. Fees	Letter	Letter Draftsman	Maintenance Fee	PCT Cover Sheet	Petition for Ext.	Power of Attorney	Priority Document	RCE Response	Trademark Application 1533	\$ Amount	\$ Amount	Credit Card	Check	Addit. Info.	
P2001, 0166	Traddiken																													
GR 98 P 5938	Klaghofer																													1449, Japanese Office Action
RMS-RI-249, 001	Rich																													New POA
S&ZF-H050201	Wittenberg																													1533
WEB-43085	Noe																													Transl. 32 pgs. prel. Am.
DSC-AP-260	Weinmann																													
WMB-11781 CIP	Schwaiger																													
SBV-11507	Bothe																													
ZTP02P01556	Buchner																													
S5-02P13645	Bolz																													
GR 98 P 2354 P	Beese																													
GR 01 P 1554	Hausmann																													
E-82263	Tudora																													
J&R-0730	Leitner																													



DOCKET NO. P.2001,0166..... Mailed June 20, 2005.....

APPLIC. NO. 10/657,602..... Express Mail

The stamp of the Patent Office hereon may be considered the date on which papers indicated below were received.

Applic pgs... Rule 53b New ☐ Contin ☐ Div ☐ CIP ☐ / Rule 53c Prov. ☐ / Rule 53d CPA... RCE ☐

☐ CIP... pgs ☐ Design ☐... Dwgs ☐ Declaration ☒ Mailing Certif.

☐ Priority Claim ☐ Cert. Prior. Doc(s) ☐ PCT Cover Sheet WO.....

☐ Amend pgs... ☐ Prel. Amend pgs... ☐ Letter

☐ Response pgs... ☐ 37CFR1.116 ☐ Not. of Appeal

☐ Brief pgs... ☐ Appndx pgs... ☒ I.D.S. + 3 Refs.

☐ Assoc Pwr of Atty ☒ Credit Card \$ 180,00

☐ Pet. for Ext... Mo. ☐ Pet... ☐ Check \$.....

☐ Issue Fee ☐ Assignment ☒ PTOL 1449

☐ Cert. Trans. ☐ Cert. of Corr. ☐ File rec. corr

Japanese Office Action.....

(Patent Office. Please stamp and return to addressee on reverse side.)

